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RICHARD W. WIERING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 OAKLAND DIVISION

11
12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 BRYAN DOUGLAS ROSENQUIST
16 and
17 MICHELE ELAINE SERRAO,

18 Defendants.
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No. **CR01-40159 CW**

VIOLATIONS: 18 U.S.C. § 371-
Conspiracy To Embezzle; 18 U.S.C. §
1344(2)- Bank Fraud; 18 U.S.C. § 982-
Forfeiture Of Proceeds

OAKLAND VENUE

21 INDICTMENT

22 The Grand Jury charges:

23 The Scheme

24 Introduction

25 At all times material to this indictment:

- 26 A. Loomis, Fargo and Company (LFC) contracted with businesses in the San
27 Francisco Bay Area, including the Bank of America, to transport and store
28 currency for the businesses at the LFC vault facility located in Richmond,
California.

INDICTMENT

- 1 B. Defendant Rosenquist was employed by LFC as the vault supervisor for the
2 Richmond facility.
- 3 C. As an employee of LFC, defendant Rosenquist was an agent of Bank of
4 America, a national bank operating under section 25 or section 25(a) of the
5 Federal Reserve Act (12 U.S.C. §§ 601 et seq., 611 et seq).
- 6 D. Defendant Serrao was employed by LFC as the Cash Manager Services
7 Supervisor for the Richmond facility.
- 8 E. As an employee of LFC, defendant Serrao was an agent of Bank of
9 America, a national bank operating under section 25 or section 25(a) of the
10 Federal Reserve Act (12 U.S.C. §§ 601 et seq., 611 et seq).
- 11 F. Defendants Rosenquist and Serrao were responsible for the security of
12 currency stored at the LFC Richmond facility and for providing businesses,
13 including Bank of America, daily currency vault balance reports.
- 14 G. Defendants Rosenquist and Serrao initialed and sent daily currency vault
15 balance reports to the Bank of America ATM Cash Management Center in
16 St. Louis, Missouri and the Bank of America National ATM Reconciliation
17 Center in San Francisco, California.

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19 **COUNT ONE: (18 U.S.C. § 371 - Conspiracy to Embezzle)**

20 Beginning on a date unknown, but no later than September 21, 2000, and
21 continuing to August 30, 2001, both dates being approximate and inclusive, in the
22 Northern District and elsewhere, the defendants,

23 **BRYAN DOUGLAS ROSENQUIST**
24 **and**
25 **MICHELE ELAINE SERRAO**

26 did knowingly and intentionally conspire to embezzle funds belonging to the Bank of
27 America, the deposits of which were then insured by the Federal Deposit Insurance
28 Corporation, in violation of Title 18, United States Code, Section 656.

Means and Methods

The defendants reached and attempted to reach the objectives of their conspiracy using the following means and methods, among others:

1. At all times, the defendants kept exclusive control of the Bank of America currency, warning other LFC employees not to count Bank of America currency or complete or send the Bank of America daily balance reports.
2. Instead of sending accurate, duplicate daily vault balance reports to the two locations of Bank of America, the defendants would send daily reports to the Bank of America St. Louis facility that reflected a balance lower than that reflected in daily reports the defendants sent to the Bank of America facility in San Francisco, thereby causing the St. Louis facility to send additional currency to the Richmond LFC vault facility while hiding the losses from the Bank of America balancing unit in San Francisco by falsely reporting to them a greater balance.
3. The defendants would on occasion fail to credit Bank of America with cash brought to the facility on the Bank of America daily balance reports.

OVERT ACTS

In furtherance of the conspiracy, and to obtain the ends thereof, the defendants committed among others, the following overt acts:

1. Between September 21, 2000 and August 30, 2001, the defendants sent daily vault balance reports to the Bank of America in St. Louis, Missouri with a currency account balance that differed from the daily vault balance reports sent to the Bank of America facility in San Francisco, California, each separate transmission constituting a separate overt act.
2. On or after May 14, 2001, the defendants failed to credit Bank of America with \$500,000 in currency that had been delivered to the LFC Richmond facility on May 14, 2001.
3. On or after August 24, 2001, the defendants failed to credit Bank of America with \$4,800,000 in currency that had been delivered to the LFC Richmond facility on August

24, 2001.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO: (18 U.S.C. § 1344(2) - Bank Fraud)

Beginning on a date unknown, but no later than September 21, 2000 and continuing to August 30, 2001, both dates being approximate and inclusive, in the Northern District of California and elsewhere, the defendants

BRYAN DOUGLAS ROSENQUIST
and
MICHELE ELAINE SERRAO

did knowingly execute, and attempt to execute, a scheme to obtain funds, namely by embezzling approximately \$12,700,000, owned by a financial institution, namely the Bank of America, by means of false and fraudulent pretenses and representations, in violation of Title 18, United States Code, Section 1344(2).

COUNT THREE: (18 U.S.C. § 982(a)(2)(A) -Forfeiture)

The allegations of Counts One and Two of this Indictment are realleged and incorporated herein. As a result of said offenses alleged in Counts One and Two above, defendants

BRYAN DOUGLAS ROSENQUIST
And
MICHELE ELAINE SERRAO

shall forfeit to the United States the sum of \$12,700,000, as property that constitutes and is derived from proceeds obtained as a result of said offenses, for which the defendants

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INDICTMENT

1 are jointly and severally liable, pursuant to 18 U.S.C. § 982(a)(2)(A).
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3 A TRUE BILL.

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6 DATED: October 4, 2001

Brenda J. [Signature]
FOREPERSON

7
8 *Charles B. Burch*
9 CHARLES B. BURCH
Chief, Oakland Office

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11 (Approved as to form: *SPB*
12 AUSA CORRIGAN

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INDICTMENT